



**Texas Department of Criminal Justice  
OFFICE OF THE INSPECTOR GENERAL  
INVESTIGATIONS DEPARTMENT**

**CRIMINAL CASE  
VOLUNTARY STATEMENT**

STATEMENT OF EVEREST C. MBONU  
 GIVEN THIS DATE: 01/12/05 AT 1652 O'CLOCK ☐ AM ☒ PM  
 My name is: EVEREST C. MBONU  
 Date of birth: [REDACTED] I can be contacted at telephone number: [REDACTED]  
 and at address: [REDACTED]

*I am not under arrest, nor am I being detained by any law enforcement agency. I understand that I am free to leave at any time I choose. I have not been promised anything, nor have I been forced or coerced in any way to give this statement, which is true and correct and voluntarily given.*

*On the 15th of July 2004, Offender Robertson Rickey was a transit inmate and was brought to the line (H Line) during my shift.*

*When said offender was brought I duly met him in the cell (H-2-03) and there was no sign of any kind of illness and he did not tell me if he had any illness. I duly provided said offender with sheets and mattress and also gave him his food.*

*During my security check, I was going into H Line 2 row at 21.15hrs when I observed that offender Robertson Rickey was in a state that needs urgent*

Subscribed And Sworn To Before Me By: \_\_\_\_\_

Signature

EVEREST C. MBONU  
 Printed Name

On this the 12th day of January, 2005

Notary Public In and For The State of Texas

OR

Witness: \_\_\_\_\_  
 Signature

Printed Name

C Eckert  
 Police Officer's Signature  
C. Eckert, Det. ILL, #175  
 Printed Name, Rank, and ID Number

Page 1 of 2

CC-0355 (02/2003)

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McCallum Robertson 4884

220

## Office of the Inspector General

(Continuation)

Voluntary Statement of: medical attention.Action Taken

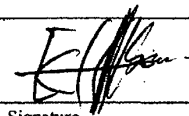
I immediately ran down the stair, called the hall boss, officer Ifeidiobi and told him to call the Medical and the Sergeant for Emergency immediately.

He did call the Medical and the Sergeant. When they came, the Sergeant also arrived with two other officers, officer Knight and officer Gallagos.

I and Sergeant Stephen and the two aforementioned officers immediately put said offender on the stretcher and he was moved to the infirmary.

There was no time said offender showed any signs of illness throughout the period of checks.

Subscribed And Sworn To Before Me By:



Signature

Ernest C. Wronlee

Printed Name

On this the 12<sup>th</sup> day of January, 2005

Notary Public In and For The State of Texas

OR

Witness:

Signature



Police Officer's Signature

C Eckert, Det #11, #175

Printed Name, Rank, and ID Number

Page 2 of 2

AC-0147 (08/2003)

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~~Department~~  
**Texas** ~~State~~ **of Criminal Justice**  
**OFFICE OF THE INSPECTOR GENERAL**  
**INVESTIGATIONS DIVISION**

**CRIMINAL CASE**  
**VOLUNTARY STATEMENT**

STATEMENT OF

Clifford D. KingGIVEN THIS DATE: 1-12-2005 AT 1050 O'CLOCK ☒ AM ☐ PMMy name is: Clifford D. KingDate of birth: [REDACTED] SSN [REDACTED]

My telephone number is: ( )

I reside at: \_\_\_\_\_

*I am not under arrest, nor am I being detained by any law enforcement agency. I understand that I am free to leave at any time I choose. I have not been promised anything, nor have I been forced or coerced in any way to give this statement, which is true and correct and voluntarily given.*

On 7-15-04 at approximately 2135 hrs I Sgt C King was standing by the control Picket when supervisors were called to H-Line. I arrived at H-Line and went to two rows. I looked inside the cell and seen offender Robertson; Rickey #1172218 laying on the bottom bunk with his back against the wall and his feet hanging off the bunk. Offender Robertson look like he was having a seizure. Sgt Stephens, Ofc. Knight, Ofc. Gallegos, and Ofc. MBRONIA went in the cell and lifted the offender onto the gurney. The offender was escorted to the medical ER and LUV Prater and LUV Barnes began taking vital signs. The medical staff looked through his medical folder and found no history of seizures, or

Subscribed And Sworn To Before Me By:

Clifford D. King

Signature

Clifford D. King

Printed Name

On this the 12<sup>th</sup> day of January, 2005

Notary Public In and For The State of Texas

OR

Witness:

Signature

Printed Name

C. Eckert

Police Officer's Signature

C. Eckert, Inv III, #175

Printed Name, Rank, and ID Number

Page 1 of 2

CC-0356 (11/2002)

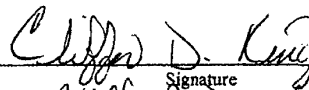
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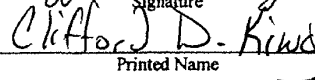
(Continuation)

Voluntary Statement of: diabetes, The offender is on Mental Health  
Medications. LNU Prater used Ammonia tabs and it had no  
affect. She then used a needle to test if the offender felt any  
pain and it had no affect. Medical staff took the offenders  
temperature and it was 108 degrees. So they put ice packs  
on the offender to try and bring down his temperature. Offender  
Robertson had his pants down to his ankles so LNU Prater did  
a visual rectal exam. LNU Prater started an IV on the  
offender and LNU Barnes called the On-call Doctor. The Doctor  
told LNU Barnes that the offender needed to be Life Flighted. Southern  
EMS Arrived and they began running vitals signs and started another  
IV. Life Flight Arrived and at 2345 hrs Transported the offender  
to Hospital Galveston. On 7-16-09 at approximately 0030 hrs  
I went to the cell with Sgt. Wilson and I found that the  
offender was a single cell offender with no property and  
what appeared to look like vomit on the top bunk and  
mattress. I then secured the cell door and taped it with  
red tape to prevent any access into the cell. Also there was  
no type of medication inside the cell.

Subscribed And Sworn To Before Me By:



Signature



Printed Name

On this the 12<sup>th</sup> day of January

Notary Public In and For The State of Texas

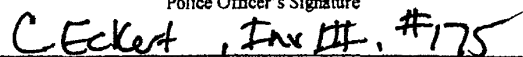
OR

Witness:

Signature



Police Officer's Signature



Printed Name, Rank, and ID Number

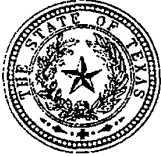
Printed Name

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AC-0147 (08/2003)

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**Texas Department of Criminal Justice  
OFFICE OF THE INSPECTOR GENERAL  
INVESTIGATIONS DEPARTMENT**

**CRIMINAL CASE  
VOLUNTARY STATEMENT**

STATEMENT OF HAROLD D. HALEY  
 GIVEN THIS DATE: 1-12-05 AT 1:45 O'CLOCK ☐ AM ☒ PM  
 My name is: HAROLD D. HALEY  
 Date of birth: [REDACTED] I can be contacted at telephone number: ( )  
 and at address:

*I am not under arrest, nor am I being detained by any law enforcement agency. I understand that I am free to leave at any time I choose. I have not been promised anything, nor have I been forced or coerced in any way to give this statement, which is true and correct and voluntarily given.*

BASED ON INFORMATION IN DARRINGTON UNIT COUNTRoom, OFFENDER ROBERTSON, RICKY #1172218 ARRIVED AT APPROXIMATELY 6:15 AM. OFFENDER WAS HOUSED IN H2-03 CELL. BASED ON MEDICAL RECORDS, OFFENDER WAS TAKEN TO PULL LINE & RECEIVED MEDICATION AT APPROXIMATELY 4:30 PM. NO NOTED ACTIVITY BETWEEN 4:30 PM AND 9:35 PM. BASED ON OFFENDER BEING IN TRANKET STATUS OFFENDER DID NOT PARTICIPATE IN RECREATION. AT APPROXIMATELY 9:35 PM, I RESPONDED TO H-LINE. I REMEMBER OFFENDER SITTING ON BUNK LEANING BACK AND BREATHING IRREGULARLY. SGT. STEPHENS SHOOK OFFENDER AND GOT NO RESPONSE. LYN PRATER TRIED ANKATA CAPSULES WITH NO RESPONSE. OFFENDER WAS

Subscribed And Sworn To Before Me By: [Signature]

H. HALEY  
 Signature  
 Printed Name

On this the 12<sup>th</sup> day of January, 2005

Notary Public In and For The State of Texas

Witness: [Signature]  
 Signature  
Michael Stephens  
 Printed Name

OR

C. Eckert  
 Police Officer's Signature  
C. Eckert, Inv. #175  
 Printed Name, Rank, and ID Number

Page 1 of 3

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(Continuation)

Voluntary Statement of: PLACED ON BACKBOARD AND THEN CARRIED  
TO GURNEY AND TRANSPORTED TO UNIT INFIRMARY. WHILE IN  
INFIRMARY AMMONIA CAPSULES WERE AGAIN USED WITH NO  
RESULTS. LVN PRATER USED A NEEDLE TO CHECK FOR PAIN  
STIMULI. I WAS IN + OUT OF THE UNIT INFIRMARY FOR  
REMAINDER OF TIME DUE TO NOTIFYING STAFF. I WAS  
ADVISED HIS TEMPERATURE WAS NOTED TO BE 108°. I KNOW  
MEDICAL PERSONNEL GATHERED ICE BAGS AND COVERED  
OFFENDERS BODY. NOTE - WHEN OFFENDER ARRIVED AT  
INFIRMARY I HAD NURSE PRATER EXAMINE THE OFFENDERS  
RECTAL AREA DUE TO A POSSIBILITY OF SEXUAL  
ASSAULT. (WHEN THE OFFENDER WAS FOUND HIS PANTS  
WERE DOWN AROUND HIS ANKLES). LVN PRATER COULD FIND  
NO SIGNS OF ANY SEXUAL ASSAULT. SOUTHERN REGION EMS  
ARRIVED AND ALSO TREATED OFFENDER. THE DIAGNOSIS WAS  
HEAT STROKE AT THIS POINT. I CONTINUED TO NOTIFY STAFF.  
I WAS ADVISED THAT OFFENDER HAD STOPPED BREATHING  
BUT WAS ASSISTED BY MY MEDICAL PERSONNEL. LIFE FLIGHT WAS  
ORDERED. I HAD SECURITY GO TO THE PARKING LOT AND  
SECURE A LANDING ZONE. I LEFT THE INFIRMARY

Subscribed And Sworn To Before Me By: \_\_\_\_\_

H. HALEY  
 Signature  
 Printed Name

On this the 12<sup>th</sup> day of January, 2005

Notary Public In and For The State of Texas

Witness: \_\_\_\_\_

Michael Stephens  
 Signature  
 Printed Name

OR

C Eckert  
 Police Officer's Signature  
C Eckert, III, #175  
 Printed Name, Rank, and ID Number

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AC-0147 (08/2003)

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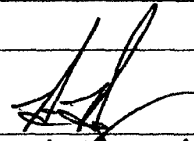
Office of the Inspector General

(Continuation)

Written Statement of: AND RETURNED WHEN THE OFFENDER WAS BEING  
MOVED TO THE PARKING LOT TO BE LOADED ON LIFE  
FLIGHT. I WENT TO THE PARKING LOT ALONG WITH  
MEDICAL STAFF. MEDICAL STAFF LOADED OFFENDER ONTO  
HELICOPTER AND LEFT.

CELL HAD BEEN SECURED AS CRIME SCENE  
SCENE. IT WAS NOTED THAT OFFENDER HAD NO PROPERTY  
AND NO CELLMATE.

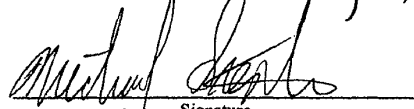
Subscribed And Sworn To Before Me By: \_\_\_\_\_

  
Signature  
H. Haley  
Printed Name


On this the 12<sup>th</sup> day of January, 2005

Notary Public In and For The State of Texas

Witness: \_\_\_\_\_

  
Signature  
Michael Stephens  
Printed Name

OR

  
Police Officer's Signature  
C Eckert, Troop #175  
Printed Name, Rank, and ID Number

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CC-0355 (08/2003)

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**Texas Department of Criminal Justice  
OFFICE OF THE INSPECTOR GENERAL  
INVESTIGATIONS DEPARTMENT**

**CRIMINAL CASE  
VOLUNTARY STATEMENT**

STATEMENT OF Michael Stephens  
 GIVEN THIS DATE: 01-12-05 AT 2:00 O'CLOCK ☐ AM ☒ PM  
 My name is: Michael Stephens  
 Date of birth: [REDACTED] I can be contacted at telephone number: ( )  
 and at address: \_\_\_\_\_

*I am not under arrest, nor am I being detained by any law enforcement agency. I understand that I am free to leave at any time I choose. I have not been promised anything, nor have I been forced or coerced in any way to give this statement, which is true and correct and voluntarily given.*

On 07-15-04 and approximately 2135 hrs I was told by the control picket that there was an emergency on H-line. I immediately responded to H-Line. Officer Mbono who was working H-Line called me to H-203 cell where I observed offender Robertson, Ricky #117228 lying on the bottom bunk with his feet on the floor. The offender was unresponsive and breathing irregularly and also his body was slightly shaking. I immediately called for medical and a gurney but Nurse Barnes had already arrived. I ordered the door to be opened and Officers Gallegas, Knight, Mbono and myself entered the cell. I gently shook the offender

Subscribed And Sworn To Before Me By: \_\_\_\_\_

Signature

Printed Name

On this the 12th day of January, 2005

Notary Public In and For The State of Texas

OR

Witness: \_\_\_\_\_

Signature

Printed Name

Police Officer's Signature

Printed Name, Rank, and ID Number

Page 1 of 2

CC-0355 (02/2003)

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McCallum MRobertson 42081

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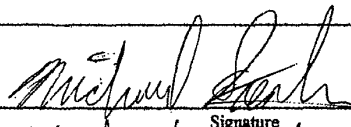


## Office of the Inspector General

(Continuation)

Written Statement of: to check for responsiveness but he  
did not respond. Nurse Barnes then tried to use  
an ammonia capsule but the offender still did not  
respond. Let it be noted that the offender was by  
himself in the cell. Me and the other Officers  
then carried the inmate out of the cell, placed  
him on the backboard, carried him downstairs and  
placed him on the gurney. Nurse Barnes and myself  
then escorted the offender on the gurney, to  
the infirmary emergency room. I was then relieved  
by Lt. Haley and Sgt. King.

Subscribed And Sworn To Before Me By:



Signature

Michael Stephens

Printed Name

On this the 12<sup>th</sup> day of January, 2005

Notary Public In and For The State of Texas

Witness:

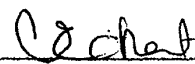


Signature

H. Haley

Printed Name

OR



Police Officer's Signature

C Eckert Det #175

Printed Name, Rank, and ID Number

Page 2 of 2

CC-0366 (08/2003)

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**Texas Department of Criminal Justice  
OFFICE OF THE INSPECTOR GENERAL  
INVESTIGATIONS DEPARTMENT**

**CRIMINAL CASE  
VOLUNTARY STATEMENT**

STATEMENT OF Michael Knight JR  
 GIVEN THIS DATE: 1-12-05 AT 1533 hrs O'CLOCK ☐ AM ☒ PM  
 My name is: Michael Knight JR  
 Date of birth: [REDACTED] I can be contacted at telephone number: ( )  
 and at address: \_\_\_\_\_

*I am not under arrest, nor am I being detained by any law enforcement agency. I understand that I am free to leave at any time I choose. I have not been promised anything, nor have I been forced or coerced in any way to give this statement, which is true and correct and voluntarily given.*

At 2155 hrs on 7/15/04, I officer Knight responded to a medical emergency call on H 2-03. Upon entering the cell I observed the offender sitting on his bunk at the far end hands at his side pants around his ankles, leaning over on the desk. He also appeared not to be breathing. I helped place the offender on the floor. He was unresponsive. The nurse tried an ammonia pack, he was ~~not~~ still unresponsive. Sgt Stephens, officer Gullagos officer Mbonu and myself placed the offender on a back board and carried him down the stairs and placed him on a gurney. Sgt Stephens escorted the offender along with myself to the infirmary. This ended my participation and I returned to my assigned duties. Furthermore it should be noted the offender was alone in the cell.

This is for your information

Subscribed And Sworn To Before Me By: \_\_\_\_\_

[Signature]  
 Signature  
M. Knight JR  
 Printed Name

On this the 12<sup>th</sup> day of January, 2005

Notary Public In and For The State of Texas

OR

Witness: \_\_\_\_\_  
 Signature  
 \_\_\_\_\_  
 Printed Name

C Eckert  
 Police Officer's Signature  
C. Eckert, Invtl, #175  
 Printed Name, Rank, and ID Number

Page 1 of 1

CC-0355 (02/2003)

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Texas Department of Criminal Justice  
OFFICE OF THE INSPECTOR GENERAL  
INVESTIGATIONS DEPARTMENT

CRIMINAL CASE  
VOLUNTARY STATEMENT

STATEMENT OF FIDEL S GALLEGOS

GIVEN THIS DATE: 1-13-05 AT 1145 O'CLOCK ☒ AM ☐ PM

My name is: FIDEL S GALLEGOS

Date of birth: [REDACTED] I can be contacted at telephone number: ( )

and at address: \_\_\_\_\_

*I am not under arrest, nor am I being detained by any law enforcement agency. I understand that I am free to leave at any time I choose. I have not been promised anything, nor have I been forced or coerced in any way to give this statement, which is true and correct and voluntarily given.*

AT APPROXIMATELY 2135 HRS ON 7-15-04 I WAS ADVISED THAT THERE WAS A MEDICAL EMERGENCY ON H-LINE. I WENT INTO H-LINE AND WAS TOLD BY THE LINE OFFICER THAT AN OFFENDER IN H-2-03 CELL WAS POSSIBLY HAVING A SEIZURE. I LOOKED INTO H-2-03 CELL AND OBSERVED OFFENDER ROBERTSON, RICKY TOLC-ID # 1172218 SITTING ON THE BOTTOM BUNK, THE OFFENDER AT THE TIME WAS THE ONLY PERSON IN H-2-03 CELL. THE OFFENDER WAS SITTING ON HIS BUNK WITH HIS PANTS AT HIS ANKLES LEADING TOWARDS THE DESK AT THE FRONT OF HIS BED. OFFENDER ROBERTSON WAS HAVING DIFFICULTY BREATHING AND WAS NON RESPONSIVE. THE CELL DOOR WAS

Subscribed And Sworn To Before Me By: \_\_\_\_\_

Fidel S Gallegos  
Signature

FIDEL S GALLEGOS  
Printed Name

On this the 13th day of January, 2005

Notary Public In and For The State of Texas

OR

Witness: \_\_\_\_\_  
Signature

Printed Name

C. Eckert  
Police Officer's Signature

C. Eckert, #175  
Printed Name, Rank, and ID Number

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CC-0355 (02/2003)

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## Office of the Inspector General

(Continuation)

Written Statement of: OPENED AND I STEPPED INTO THE CELL TO HELP  
OFFICERS KNIGHT, MBOU AND SGT. STEPHENS PLACE THE  
OFFENDER ON THE FLOOR. THE NURSE THEN DID AN ASSESSMENT  
OF THE OFFENDER AND ORDERED US TO TAKE HIM TO THE  
MEDICAL DEPARTMENT. I HELD THE OFFENDER'S RIGHT SHOULDER  
AND ARM TO PLACE HIM ON A BACK BOARD. I THEN HELD  
THE RIGHT SIDE TOP HALF OF THE BACK BOARD TO ASSIST  
THE OTHER OFFICERS CARRY THE OFFENDER DOWN THE  
STAIRS. HE WAS THEN PLACED ON A GURNET AND STRAPPED  
TO THE GURNET BY THE NURSE. I WAS THEN ORDERED  
TO RETURN TO MY DUTIES AND LEFT H-LINE. I DID NOT  
SEE THE OFFENDER TAKEN OFF H-LINE AND TAKEN TO THE  
MEDICAL DEPARTMENT.

Subscribed And Sworn To Before Me By:

FIDEL S. GARCIA

Signature

Fidel S. Garcia

Printed Name

On this the 13<sup>th</sup> day of January, 2005

Notary Public In and For The State of Texas

OR

Witness:

Signature

C. Eckert

Police Officer's Signature

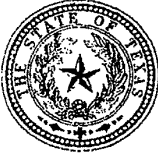
Printed Name

C. Eckert, Det., #175

Printed Name, Rank, and ID Number

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CC-0355 (08/2003)



**Texas Department of Criminal Justice  
OFFICE OF THE INSPECTOR GENERAL  
INVESTIGATIONS DEPARTMENT**

**CRIMINAL CASE  
VOLUNTARY STATEMENT**

STATEMENT OF MARY F. PRATER  
 GIVEN THIS DATE: 01/13/05 AT 1920 O'CLOCK ☐ AM ☒ PM  
 My name is: M. PRATER  
 Date of birth: 03/14/50 I can be contacted at telephone number: ( )  
 and at address: \_\_\_\_\_

*I am not under arrest, nor am I being detained by any law enforcement agency. I understand that I am free to leave at any time I choose. I have not been promised anything, nor have I been forced or coerced in any way to give this statement, which is true and correct and voluntarily given.*

*On July 15, 2004 at approx. 9<sup>30</sup> pm, Ms. Barnes, Lvn, called me from down the hallway to assist her in treating offender Ricky L. Robertson # 1172218 who arrived to medical via stretcher. Upon seeing the pt for the first time, this author noted immediately his fixed stare & rhythmic head movements. Vital signs were established first T 108 orally but would be 1° higher orally - can't remember why we didn't take orally; blood pressure was 98/40, the top number was ok the normal range being 95-140 but the low number (the heart at rest) was too low - The normal being 60-90 mm mercury. Offenders' respirations were 32 per minute & the normal being 16-20 breaths per minute. Normal pulse is 60-80 per min, his was 100.*

Subscribed And Sworn To Before Me By: M. Prater  
 Signature  
M. PRATER  
 Printed Name

On this the 13<sup>th</sup> day of January, 2005  
 Notary Public In and For The State of Texas

OR

Witness: \_\_\_\_\_  
 Signature  
 \_\_\_\_\_  
 Printed Name  
 \_\_\_\_\_  
 Signature  
C. Eckert  
 Police Officer's Signature  
C. Eckert TATL #175  
 Printed Name, Rank, and ID Number

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## Office of the Inspector General

(Continuation) 2

Voluntary Statement of: M. PRATER

After the vital signs were taken, this nurse told all of the officers in the room to get ice packs. These plastic bags of ice were placed under his neck, chin, both arm pits, groin & under knees as well as on his abdomen & back. While the officers were gone this nurse started an IV of normal saline at a wide open rate using #20 GA intracath to the R posterior hand. After the packing & IV, someone called the on-call MD. Don't remember if it was me or Mr. Barnes - also the Paramedics were called & arrived in approx. 5 minutes. A pulse ox was taken, (measures how much oxygen the body is getting), & the reading was 73% - normal should be in the 90's to 100%. The Paramedics were here & began bagging the pt & ambu bag at the same time, orders were received from Mr. Abraham, GA to ship pt. (via ambulance), to nearest ER which would have been Angleton - Danbury. The paramedics tried unsuccessfully to intubate (tube placed down airway passage to facilitate breathing & ambu bag), but that proved unsuccessful. This nurse placed pt. in Trendelenburg, (feet higher than head), in an attempt to help ↑ his blood pressure. Somewhere during all this, a paramedic

Subscribed And Sworn To Before Me By:

M. Prater

Signature

M. PRATER

Printed Name

On this the 13<sup>th</sup> day of January, 2005

Notary Public In and For The State of Texas

OR

Witness:

Signature

Printed Name

C. Eckert

Police Officer's Signature

C. Eckert, Inv III, #175

Printed Name, Rank, and ID Number

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AC-0147 (08/2003)

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## Office of the Inspector General

(Continuation) 3

Voluntary Statement of: M. PRATER

called Life Flight. The first IV bag had emptied - how long it ran, this one cannot remember, but this author hung another right away (normal saline 0.9%), at a wide open rate. Life Flight arrived immediately - cannot give a time lapse. The Life Flight param member took pt's rectal temp which was 103.6 - the normal being 99°. Pt. was then quickly bundled up (wrapped in a blanket with ice to gain arrest) & rolled via stretcher to awaiting helicopter & still ↑.

Subscribed And Sworn To Before Me By:

M. Prater

Signature

M. PRATER

Printed Name

On this the 13<sup>th</sup> day of January, 2005

Notary Public In and For The State of Texas

OR

Witness:

Signature

Printed Name

C Eckert

Police Officer's Signature

C Eckert, Inc III, #175

Printed Name, Rank, and ID Number

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AC-0147 (08/2003)

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**Texas Department of Criminal Justice  
OFFICE OF THE INSPECTOR GENERAL  
INVESTIGATIONS DEPARTMENT**

**CRIMINAL CASE  
VOLUNTARY STATEMENT**

STATEMENT OF MIKE DATALO

GIVEN THIS DATE: 1/12/05 AT 11:00 O'CLOCK ☒ AM ☐ PM

My name is: MIKE DATALO

Date of birth: 11/25/52 I can be contacted at telephone number: ( )

and at address: \_\_\_\_\_

*I am not under arrest, nor am I being detained by any law enforcement agency. I understand that I am free to leave at any time I choose. I have not been promised anything, nor have I been forced or coerced in any way to give this statement, which is true and correct and voluntarily given.*

ON JULY 16, 2004 I WAS CALLED OUT TO THE DARRINGTON UNIT TO TAKE TEMPERATURE READINGS ON H-LINE. I ARRIVED ON THE UNIT AT APPROXIMATELY 2:00/A.M. AND RETRIEVED THE TEMPERATURE/HYGROMETER FROM THE INFIRMARY. TEMPERATURES WERE RANDOMLY TAKEN ON H-CELL BLOCK AS FOLLOWS, H-316 80°F 95% H, H-314 82°F 95% H, H-302 83°F 95% H, H-227 84°F 90% H, H-213 85°F 95% H, H-203 86°F 95% H, H-126 84°F 85% H, H-115 85°F 82% H, H-102 85°F 83% H.

Subscribed And Sworn To Before Me By:

Mike Datalo  
Signature

MIKE DATALO  
Printed Name

On this the 12<sup>th</sup> day of January, 2005

Notary Public In and For The State of Texas

OR

Witness: \_\_\_\_\_  
Signature

Printed Name

C Eckert  
Police Officer's Signature

C Eckert, Inv III, #175  
Printed Name, Rank, and ID Number

Page 1 of 1

CC-0355 (02/2003)

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-Neuroleptic  
malignant  
Syndrome  
overdose vs sepsis

3:10 pm

7/11/00:2 10/19/11

92-1-11 88 85

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UNIT: BARRINGTON

T.D.C.J. - INSTITUTIONAL DIVISION  
H WING INMATE LOCATOR REPORT  
1,834PAGE 1  
07/14/2004  
20:24:09

NAME	ID#	HOUSING	K	ST	H	WT	JOB DESCRIPTION	S	P	D	C
YANCY, REGINALD	00417798	H-1-02B	B	L3	5-05	148	UNASSGN PENDING ASSIGN				
MORRISON, VINCENT DEA	01203302	H-1-02T	B	L3	5-09	156	UNASSGN PENDING ASSIGN				
MALVO, CHARLES A	00674873	H-1-03B	B	L3	5-09	251	UNASSGN PENDING ASSIGN				
BROWN, ROY EARL	00776465	H-1-04T	B	L3	5-10	202	UNASSGN PENDING ASSIGN				
WILLIAMS, ALVESTER CH	01153966	H-1-05B	B	L3	5-07	157	UNASSGN PENDING ASSIGN				
HERRANDEZ, AARON GAYT	01220460	H-1-06T	H	L1	5-10	140	TRANSIENT ENROUTE				ES
ORTIZ, MARCOS LOPEZ	01049113	H-1-10B	H	S3	5-11	185	TRANSIENT PEND TRANSF				
LYNCH, CARLTON	00512502	H-1-12	B	L1	6-01	142	TRANSIENT PEND TRANSF				ES
GRINKLEY, JAMES EDWAR	00815044	H-1-15B	W	L3	5-07	151	PRE-HEARING DETENTION				
DURR, VIRGIL BERNARD	00477532	H-1-19B	B	L3	6-00	179	TRANSIENT PENDING LID				
SCHULTZ, ALTON BAILEY	01223663	H-1-20B	W		5-06	147	TRANSIENT ENROUTE				
GUTIERREZ, ROBERTO	01147777	H-1-21	H	L3	5-09	139	TRANSIENT PENDING LID				
MALDONADO, JIMMY	01060229	H-1-22B	H	L3	5-07	160	TRANSIENT PENDING LID				
SALINAS, JOHNNY	01040385	H-1-23B	H	L3	5-04	150	TRANSIENT PEND TRANSF				
WARFIELD, MARCUS MARC	01181503	H-1-24B	B	L1	5-10	204	UNASSGN PENDING ASSIGN				
YARRA, ERNESTO	00563671	H-1-25B	H	S4	5-08	125	TRANSIENT SEG ENROUTE				
ARENAS, JERRY	00619380	H-1-26T	H	S3	5-02	187	TRANSIENT ENROUTE				
TREVINO, RODOLFO REYE	00678886	H-1-27B	H	S4	5-07	137	UNASSGN PENDING ASSIGN				
GALLAGE, NATHAN WAYNE	01230320	H-2-02B	W		5-04	130	TRANSIENT ENROUTE				
BLIA, JAMES HARRY	00745929	H-2-04B	B	S3	5-05	266	TRANSIENT ENROUTE				
VENTURA, GEORGE	00604131	H-2-04T	H	S3	5-05	127	TRANSIENT ENROUTE				
P. Y, RICKY DALE	00657072	H-2-05B	B	L2	5-06	132	TRANSIENT ENROUTE				
F. SKI, CHRISTOPHER	01164323	H-2-05T	W	L1	5-05	157	TRANSIENT ENROUTE				
ESCOCHEA, RENE	01067553	H-2-06B	H	S3	5-07	154	TRANSIENT ENROUTE				
SEILS, TOM	00695191	H-2-06T	W	S3	5-10	190	TRANSIENT ENROUTE				
LANE, JAMES EARL	01102352	H-2-07B	B	S3	6-04	197	TRANSIENT ENROUTE				
JONES, STEVIE ELBERT	00713436	H-2-07T	B	S3	6-00	236	TRANSIENT ENROUTE				
CHICAS, NELSON	01000200	H-2-08B	H	S3	5-10	188	TRANSIENT ENROUTE				
CLAWSON, JEREMY DAVID	00879402	H-2-08T	W	S3	6-00	168	TRANSIENT ENROUTE				
WELCH, ROBERT WAYNE	01157498	H-2-09B	W	S3	5-08	160	TRANSIENT ENROUTE				
HAN, THANH VUONG	00080631	H-2-09T	W	S3	5-07	140	TRANSIENT ENROUTE				
SAMPSON, CARLOS DEMON	01186538	H-2-11B	B	S2	6-01	166	TRANSIENT ENROUTE				
WILLIAMS, SHAWN	01196754	H-2-11T	B	S2	6-02	193	TRANSIENT ENROUTE				
KECK, JAMES KEVIN	00664491	H-2-12B	W	L1	6-00	215	TRANSIENT ENROUTE				
KAMIREZ, RAUL	01238322	H-2-13B	H		5-09	208	TRANSIENT ENROUTE				
PUEBLA, CARLOS	01225084	H-2-13T	H		5-09	211	TRANSIENT ENROUTE				
MOJOS, CHARLES NAPOLE	00582331	H-2-14B	B	S3	5-08	188	TRANSIENT ENROUTE				
FLEMING, JESSE	01113947	H-2-14T	W	L1	5-10	261	TRANSIENT ENROUTE				
FLORES, PORFIRIO	01134528	H-2-15B	H	L2	5-04	150	TRANSIENT ENROUTE				
SDAK, RANDY ELCE	01118940	H-2-15T	W	L1	5-08	120	TRANSIENT ENROUTE				
CANTU, JUAN EUTIMIO J	00755427	H-2-16T	H	S3	5-09	187	TRANSIENT ENROUTE				
HOWELL, MICHAEL BRENT	01198100	H-2-17T	W	S3	5-10	182	TRANSIENT ENROUTE				
RODRIGUEZ, DANIEL RIC	01223749	H-2-19B	H	L1	6-02	222	TRANSIENT ENROUTE				
SARCIA, JOHNNY R	01123641	H-2-21B	H	L2	5-04	165	TRANSIENT PEND TRANSF				
RAVE, JORGE ALFONSO	00837973	H-2-22	H	L3	5-09	175	TRANSIENT PEND TRANSF				
SCHARRINGHAUSEN, JOHN	01162053	H-2-24B	H	L2	5-11	195	TRANSIENT PENDING LID				
DAFISTE, RAYMOND	00512461	H-2-25	B	S3	5-11	147	UNASSGN PENDING ASSIGN				
MARD, BERNARD RUSH	00830861	H-2-26	B	L3	5-06	187	TRANSIENT PENDING LID				
SHAW, TORRIS LEE	01159154	H-2-27	B	L3	6-01	222	TRANSIENT PENDING LID				
TRELLANA, ALVIN FREDY	00771630	H-3-02	H	S3	5-04	132	TRANSIENT PEND TRANSF				
SIDDENS, BRETT OLYNN	01039830	H-3-03	W	L3	5-10	211	TRANSIENT PEND TRANSF				
JENZY, MARQUIS MALE	00880431	H-3-04T	B	L3	5-07	165	SPECIAL CELL RESTRICT				
SNOWFORD, BUCK DOUGLA	00855637	H-3-05	H	L3	5-07	165	TRANSIENT PENDING LID				
GLVS, JOHN	00736563	H-3-06	H	L3	5-07	165	UNASSGN PENDING ASSIGN				

JD 6S-7 transient  
inactive - ds 8-11-04  
inactive - ds 7-16-04  
ML 11--AH-48-12-10  
inactive - du 7-16-04



UNIT: DARRINGTON

F.D.C.J. - INSTITUTIONAL DIVISION  
H WING INMATE LOCATOR REPORT  
1,854PAGE 2  
6/7/14/2004  
20:24:09

NAME	ID#	HOUSING	R	ST	HT	WT	JOB DESCRIPTION	S	P	D	C
LOPEZ, JOE ALEX	00669281	H-3-09	H	L3	5-04	176	UNASSGN PENDING ASSIGN				
SMITH, RUDERICK JAMES	00747225	H-3-11	B	S3	6-05	190	UNASSGN PENDING ASSIGN				
SMITH, SAMUEL EARL	00743201	H-3-14	B	L1	6-00	160	PRE-HEARING DETENTION				
JOHNSON, LEWIS ANTHON	00712700	H-3-161	B	L3	5-06	148	TRANSIENT PENDING LID				
TSREAL, KEITHFUS DARR	00835441	H-3-18	B	S3	5-08	193	UNASSGN PENDING ASSIGN				
WALKER, CLARENCE JOSE	00634197	H-3-20	B	L3	5-10	184	UNASSGN PENDING ASSIGN				
FRANK, ALONZO PAUL	00828582	H-3-21B	B	L2	5-06	140	TRANSIENT PEND TRANSF				
JOSEPH, DEANIRE DWIGH	01051487	H-3-22T	B	L2	5-08	160	TRANSIENT PEND TRANSF				
CLARK, DEKAL E	00453213	H-3-23B	W	S3	5-09	182	TRANSIENT PEND TRANSF				
RICE, MARCUS DEWAYNE	00860359	H-3-25B	B	L1	5-08	210	UNASSGN PENDING ASSIGN				
MARTINEZ, EARNEST URI	00471558	H-3-27B	H	L3	5-09	214	TRANSIENT PEND TRANSF				

TOTAL: 65

03/14/2004 13:50 FAX

001/001



**Texas Department of Criminal Justice  
OFFICE OF THE INSPECTOR GENERAL  
INVESTIGATIONS DEPARTMENT**

**SUPPLEMENT CRIMINAL CASE REPORT**

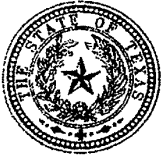
OFFENSE Death in Custody	CASE #: 04-1679
LOCATION: UTMB Galveston	DATE OF OFFENSE: 07-16-2004
VICTIM: ROBERTSON, Ricky, TDCJ#1172218	DATE OF SUPPLEMENT REPORT: 03-14-2005

On March 14, 2004, at the request of OIG Investigator Colleen Eckert, this investigator interviewed Offender Nathan Wallace, TDCJ #1220328, at the Dawson State Jail Facility, Dallas, Texas. The interview referenced that, on July 15, 2004, Offender Wallace was housed H-2-02, while at the Darrington Unit, Rosharon, Texas.

During an interview with Offender Wallace, he denied that he knew Offender Robertson. He stated that he had been housed at the Darrington Unit, several times in the past, however, he never heard anyone complain of illness or injury.

INVESTIGATING OFFICER(S)			
(1)	<i>P. Behrman</i>	153	3-14-2005
		ID#	DATE
(2)		ID#	DATE
		IS FURTHER INVESTIGATIVE ACTION REQUIRED?	
		____ YES ____ NO	
APPROVING SUPERVISOR		ID#	DATE
CC-0255 (08/2003)			

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**Texas Department of Criminal Justice  
OFFICE OF THE INSPECTOR GENERAL**

**SUPPLEMENT CRIMINAL CASE REPORT**

<b>OFFENSE</b> Death in Custody	<b>CASE #:</b> 04-1679
<b>LOCATION:</b> UTMB Galveston	<b>DATE OF OFFENSE:</b> 7/16/2004
<b>VICTIM:</b> Robertson, Ricky TDCJ # 1172218	<b>DATE OF SUPPLEMENT REPORT:</b> 3/14/2005

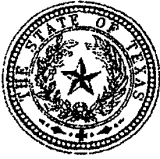
On March 14, 2005, I interviewed Offender Ricky Peavy, TDCJ # 657072, by telephone. Offender Peavy was assigned to the McConnell Unit. Peavy was asked whether he remembered any unusual activity or any offender being sick or requesting medical attention on July 15, 2004, when he was assigned to the Darrington Unit.

Peavy stated that he did not remember anyone having any medical problems or needing any medical assistance. Peavy stated that he was transferred to Darrington occasionally on his way to and from Hospital Galveston. Peavy stated that the only incident that he recalled was one time when a black female officer worked and he heard an unknown offender ask for his medication. Peavy stated that the incident happened a long time ago and he does not remember anything unusual happening. Peavy stated that he did not know Offender Robertson.

<b>INVESTIGATING OFFICER(S)</b>		
(1) <u>C. Echert</u>	<u>175</u>	<u>3-14-2005</u>
	ID#	DATE
(2) _____	ID#	DATE
	ID#	DATE
<b>APPROVING SUPERVISOR</b>		
	ID#	DATE
CC-0255 (02/2005)		

IS FURTHER INVESTIGATIVE  
ACTION REQUIRED?

YES ☐ NO ☒



**Texas Department of Criminal Justice  
OFFICE OF THE INSPECTOR GENERAL**

**SUPPLEMENT CRIMINAL CASE REPORT**

<b>OFFENSE</b> Death in Custody	<b>CASE #:</b> 04-1679
<b>LOCATION:</b> UTMB Galveston	<b>DATE OF OFFENSE:</b> 7/16/2004
<b>VICTIM:</b> Robertson, Ricky TDCJ # 1172218	<b>DATE OF SUPPLEMENT REPORT:</b> 3/29/2005

On March 29, 2005 I made contact with Nurse Vesta Barnes and advised her of the reason that I needed to speak with her. I told Barnes that I was completing an investigation into the death of Offender Robertson, which occurred the day after he was taken by Life Flight from the Darrington Unit. Nurse Barnes stated that she was familiar with the death, but may not remember all the times and details.

Nurse Barnes told me that she responded to H Line. Nurse Barnes stated that security was in the cell and the cell door was open. Nurse Barnes stated that she entered the cell and observed Robertson with no shirt on and his pants down. Barnes stated that it was a hot night and Robertson was sweaty. Barnes described that Robertson was sweating like a person would in heat, but not sweating profusely. Nurse Barnes stated that Robertson was breathing rhythmically with his mouth open. Nurse Barnes stated that Robertson did not respond to verbal or painful stimuli. Nurse Barnes stated that Robertson eyes were open in a stare and he did not blink. Nurse Barnes stated that Robertson was immediately placed on a stretcher and did no treatment or further assessment at the cell. Nurse Barnes stated that once Robertson was placed on a stretcher he was taken to the infirmary emergency room. Nurse Barnes stated that she took Robertson's temperature auxiliary and his temperature was 108 degrees. Nurse Barnes stated that they began packing Robertson in ice. Nurse Barnes stated that she was in and out of the room calling the doctor, emergency medical services (EMS), and sending messages. Nurse Barnes stated that Nurse Prater stayed in the room with Robertson and then EMS came to assist. Nurse Barnes stated that she did recall that it was a very hot night, but not unusual for the middle of July, and there were only fans in the cellblock area. Nurse Barnes stated that while at the cell she did not notice anything unusual.

<b>INVESTIGATING OFFICER(S)</b>		
(1) <u>C. Echert</u>	<u>175</u>	<u>3-29-2005</u>
	ID#	DATE
(2) _____	ID#	DATE
	ID#	DATE
<b>APPROVING SUPERVISOR</b>		
	ID#	DATE
CC-0256 (02/2005)		

IS FURTHER INVESTIGATIVE ACTION REQUIRED?  
YES ☐ NO ☒

DA

### EVIDENCE

Case No. 04-1671 Inventory # \_\_\_\_\_  
Type of offense Death in custody  
Description of evidence micro cassette tape  
- interview w/ Nurse Vesta Barnes  
Suspect \_\_\_\_\_  
Victim Robertson, Ricky 1172218  
Date and time of recovery 3/29/05 9:45am  
Location of recovery OTC Reg B  
Headquarters  
Recovered by C. Eckert

### CHAIN OF POSSESSION

Received from C. Eckert  
By evidence drop  
Date 4-1-05 Time 5:00 AM PM  
Received from \_\_\_\_\_  
By \_\_\_\_\_  
Date \_\_\_\_\_ Time \_\_\_\_\_ AM PM  
Received from \_\_\_\_\_  
By \_\_\_\_\_  
Date \_\_\_\_\_ Time \_\_\_\_\_ AM PM

IA - 34

T0664

410



Patient Account: 30001068-644

Med. Rec. No.: (0000)708320Q

Patient Name: ROBERTSON, RICKY

Age: 37 YRS DOB: 08/21/66 Sex: M Race: C

Admitting Dr.: BEARY MD, WILLIAM M

Attending Dr.: TDCJ MED

Date / Time Admitted: 07/16/04 0322

Copies to: ANTWI MD, STEPHEN

MOVVA MBBS, SUNIL

UTMB

University of Texas Medical Branch

Galveston, Texas 77555-0543

(409) 772-1238

Fax (409) 772-5683

Pathology Report

117 2218  
**FINAL AUTOPSY REPORT**

Autopsy Office (409) 772-2858

Autopsy No.: AU-04-00193

**AUTOPSY INFORMATION:**

Occupation: Inmate Birthplace: Unknown Residence: TDCJ, Huntsville, TX  
 Date/Time of Death: 07-16-04/1505 Date/Time of Autopsy: 07-19-04/1030  
 Pathologist/Resident: Olano/Nguyen Service: TDCJ Med Restriction: NONE  
 ML-04-348

**FINAL AUTOPSY DIAGNOSIS**

- I. Body as whole: History of bipolar disorder status post treatment with nortriptyline, lithium, chlorpromazine, benztropin, and amantadine. History of severe hyperthermia, acute renal failure, rhabdomyolysis and DIC. Pre-mortem toxicology screen positive for tricyclics (by FPIA: 660 ng/ml) and post-mortem toxicology screen positive for tricyclics (qualitative). C1/C2
- A. Lungs, bilateral: Acute pulmonary congestion, marked (right lung = 1290 g, left lung = 1200 g) with alveolar hemorrhage. A1
- B. Kidneys: History of acute renal failure. C3
1. Kidneys, bilateral: Autolysis, marked (precludes further histologic evaluation).
- C. Brain, hemispheres: Mild edema. A3
1. Cerebellum, hemispheres: Acute ischemic changes involving Purkinje cells. A3
- D. Spleen: Acute congestion. A4
- E. Heart: Focal subendocardial hemorrhage. A4
- II. Other findings:
- A. Thyroid: Colloid cyst. A5
- B. Liver: Macrovesicular fatty metamorphosis, focal. A5

RECEIVED

OCT 11 2004

COPIED AND SENT

\*\*\*TYPE: Anatomic(A) or Clinical(C) Diagnosis.

IMPORTANCE: 1-immediate cause of death (COD); 2-underlying COD; 3-contributory COD; 4-concomitant, significant; 5-incidental \*\*\*

Patient Name: ROBERTSON, RICKY

Patient Location: JOHN SEALY TOWER 4A

Room/Bed: J4A - 05

Printed Date / Time: 10/01/04 - 0819

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Page: 1

Patient Account: 30001068-644

Med. Rec. No.: (0000)708320Q

Patient Name: **ROBERTSON, RICKY**

Age: 37 YRS DOB: 08/21/66 Sex: M Race: C

Admitting Dr.: BEARY MD, WILLIAM M

Attending Dr.: TDCJ MED

Date / Time Admitted: 07/16/04 0322

Copies to: ANTWI MD, STEPHEN

UTMB

University of Texas Medical Branch

Galveston, Texas 77555-0543

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Fax (409) 772-5683

Pathology Report

MOVVA MBBS, SUNIL

**FINAL AUTOPSY REPORT**

Autopsy Office (409) 772-2858

Autopsy No.: AU-04-00193

**CLINICAL SUMMARY:**

This clinical summary is based on information provided by the UTMB medical chart and TDCJ system.

The decedent was a 39 year-old Caucasian man with history of bipolar disorder, borderline personality disorder, and substance abuse. Prior to his death, these were the medications which he had been taking: lithium 600 mg BID, chlorpromazine 100 mg BID, benztropin 2 mg BID, amantadine 100 mg BID, and nortryptiline 75 mg QPM. On 7/15/04 at 22:10, the patient was found unresponsive in his cell at TDCJ with hyperthermia (108 F), hypotension (98/40mmHg), and hypoxemia (O2Sat 73%). The patient was intubated and transferred to UTMB emergency department. At our hospital, he developed hypotension with mean arterial pressure 20-30mmHg which was treated with dopamine and epinephrine. The toxicology study indicated a level of TCA of 600 NG/ML. Additional lab tests revealed the following results: (1) acute renal insufficiency (Creatinine: 2.38 MG/DL); (2) disseminated intravascular coagulopathy (PLT=83000 CMM, fibrinogen= 82 MG/DL, PT=19.8 sec, PTT=50sec); (3) rhabdomyolysis (creatinine kinase 7748 U/L, CK-MB= 63.7 ng/ml); (4) lactic acidosis (pH=7.25, lactic acid = 5.2 MMOL/L); and (5) myocardial damage (troponin= 16.01 ng/ml).

The patient was admitted to MICU for altered mental status, hypotension, and respiratory failure. His family was informed about the poor prognosis and agreed with the "do not resuscitate" decision as well as withholding all medical intervention. The patient expired at 15:05 on 7/16/04 (14 hours after symptoms first occurred).

TN /DRB  
07/20/04

Patient Name: **ROBERTSON, RICKY**

Patient Location: **JOHN SEALY TOWER 4A**

Room/Bed: **J4A - 05**

Printed Date / Time: **10/01/04 - 0819**

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Page: 2

McCallum MR Robertson 4258

Patient Account: 30001068-644

Med. Rec. No.: (0000)708320Q

Patient Name: **ROBERTSON, RICKY**

Age: 37 YRS DOB: 08/21/66 Sex: M Race: C

Admitting Dr.: BEARY MD, WILLIAM M

Attending Dr.: TDCJ MED

Date / Time Admitted: 07/16/04 0322

Copies to: ANTWI MD, STEPHEN

UTMB

University of Texas Medical Branch

Galveston, Texas 77555-0543

(409) 772-1238

Fax (409) 772-5683

Pathology Report

MOVVA MBBS, SUNIL

**FINAL AUTOPSY REPORT**

Autopsy Office (409)772-2858

Autopsy No.: AU-04-00193

**GROSS DESCRIPTION:**

**EXTERNAL EXAMINATION:** The body is that of a thirty-nine year old, well nourished, well developed, Caucasian male measuring 193 cm in length. There is rigor mortis present in the knees and elbows, and there is fixed dependent lividity on the posterior surfaces. The head is normocephalic with abundant long, black scalp hair, a beard and a mustache. The irides are black with equal pupils measuring 4 mm in diameter. The conjunctiva is transparent and the sclera is without lesions. The nares are patent with no exudate. Dentition is moderate in quality. Buccal membranes are normal with no lesions. The neck does not reveal any evidence of external trauma. The trachea is midline. Palpation of the neck reveals no lymphadenopathy or thyromegaly. There is normal male hair distribution with sparse hair over the lower extremities. The chest does not have increased anterior-posterior diameter. The abdomen is flat. Lymph node enlargement is not present in the supraclavicular, axillary or inguinal regions. The back and extremities are unremarkable. The genitalia are those of a normal circumcised male.

The following medical intervention devices are identified: Nasogastric tube; two triple-lumen venous catheters are found at bilateral groins; two venous catheters are found at bilateral dorsal hands. A "RLP" inscription tattoo is found at right deltoid area. A 1.2 cm longitudinal ulcer is found at the mid-line of the neck and inferior to the thyroid cartilage.

**INTERNAL EXAMINATION:** The body is opened using a standard Y - shaped incision, and reveals a 3.8 cm thick panniculus, and the thoracic and abdominal organs in the normal anatomic positions with no adhesions. The left and right pleural cavities contain 5 ml of clear yellow fluid. There are no pleural adhesions. The pericardial sac contains 5 ml of clear, yellow fluid. There are no rib fractures. The thymus is not identified. No thromboemboli are found within the large pulmonary arteries. The abdominal cavity contains 20 ml of yellow, clear fluid. There are no adhesions between loops of bowel.

**CARDIOVASCULAR SYSTEM:** Heart: The heart weighs 435 gm (normal 270-360 gm) and has a normal shape. The pericardium is smooth, glistening and purple-red. Fresh sections stained with triphenyl tetrazolium chloride (TTC) show no lesions. The myocardium is homogenous red-brown. The endocardium is purple-red and smooth. The left ventricular wall is 1.4 cm thick (normal 1.0-1.8 cm) at the junction of the posterior papillary muscle and free wall, and the right ventricle is 0.4 cm thick (normal 0.25-0.3 cm), 2.0 cm below the pulmonic valve annulus, anteriorly. The valve leaflets and cusps are white, delicate and membranous. Valve circumferences measured on the fresh heart are: tricuspid valve 11.5 cm (normal 12-13 cm); pulmonic valve 7.6 cm (normal 8.5-9.0 cm); mitral valve 10.6 cm (normal 10.5-11.0 cm), and aortic valve 8.8 cm (normal 7.7-8.0 cm). The foramen ovale is closed.

**Blood vessels:** The coronary circulation is right dominant. The coronary

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Continued....

Patient Account: 30001068-644

Med. Rec. No.: (0000)708320Q

Patient Name: **ROBERTSON, RICKY**

Age: 37 YRS DOB: 08/21/66 Sex: M Race: C

Admitting Dr.: BEARY MD, WILLIAM M

Attending Dr.: TDCJ MED

Date / Time Admitted: 07/16/04 0322

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Pathology Report

MOVVA MBBS, SUNIL

**FINAL AUTOPSY REPORT**

Autopsy Office (409)772-2858

Autopsy No.: AU-04-00193

**GROSS DESCRIPTION:**

arteries reveal mild atherosclerotic plaques with up to 40% stenosis of the left anterior descending coronary artery. There is no evidence of hemorrhage or rupture within the plaques. The aorta exhibits no atherosclerotic changes. The celiac, superior and inferior mesenteric, renal and iliac arteries are normal. The superior and inferior vena cavae and their branches are normal in configuration without external compression, and are distended with blood.

**RESPIRATORY SYSTEM:** Larynx and trachea: The laryngeal mucosa is pink and glistening, and the vocal cords are unremarkable. The tracheal mucosa is pink and unremarkable.

**Lungs, bilateral:** The right lung weighs 1290 gm, and the left lung weighs 1200 gm (normal R-435 gm; L-385 gm). The pleural surfaces are purple-red and glistening. Lividity is dorsal. The right lung is inflated with formalin before sectioning. Hilar dissection reveals the bronchial and vascular trees to be of normal configuration, and without lesions. The hilar nodes are unremarkable. The lung parenchyma is black-red and congested.

**GASTROINTESTINAL TRACT:** Esophagus: The esophageal mucosa is autolyzed. The esophagus is firmly anchored to the diaphragm.

**Tongue:** The tongue is removed, and shows a finely granular surface with no coating.

**Stomach and duodenum:** The stomach contains 30 ml of chyme which is black and starchy. The wall displays normal rugae, and the mucosa is autolyzed with no lesions. The duodenum has a tan, glistening mucosa with a normal plical pattern without lesions. The duodenal mucosa is autolyzed.

**Pancreas:** The pancreas has a normal conformation of the head and tail. It is lobulated and soft. The pancreatic duct is patent.

**Biliary tract:** The gallbladder is present. The gallbladder serosa is gray-green and glistening. The gallbladder contains 20 ml of dark green viscous bile and no stones. The mucosa is dark green, glistening and velvety. The wall measures up to 1.5 mm in thickness, and is unremarkable. The cystic duct, hepatic duct, and common duct are patent, and bile is expressed freely.

**Liver:** The liver weighs 1600 gm (normal 1400-1900 gm). Glisson's capsule is transparent. The cut surface has a homogenous lobular pattern, cuts with ease and oozes blood. The surface is yellow consistent with steatosis.

**Small bowel:** The serosa is smooth with no adhesions. The bowel is not dilated. The bowel wall measures 0.3 cm thick. The mucosa is tan and

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McCallum MR Robertson 4260

Patient Account: 30001068-644

Med. Rec. No.: (0000)708320Q

Patient Name: **ROBERTSON, RICKY**

Age: 37 YRS DOB: 08/21/66 Sex: M Race: C

Admitting Dr.: BEARY MD, WILLIAM M

Attending Dr.: TDCJ MED

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**FINAL AUTOPSY REPORT**

Autopsy Office (409)772-2858

Autopsy No.: AU-04-00193

**GROSS DESCRIPTION:**

glistening with normal plications. The bowel wall reveals no gross lesions.

Large bowel: The serosa is smooth with no adhesions. The lumen contains well formed feces. The bowel wall measures 0.15 cm in thickness. The mucosa is tan and glistening with no lesions. There are no diverticula or polyps present. The appendix is present, and is grossly normal.

Rectum and anus: No lesions are noted, and no abnormalities of the anal opening are present.

RETICULO-ENDOTHELIAL SYSTEM: Spleen: The spleen weighs 380 gm (normal 125-195 gm), and the capsule is gray-blue, translucent, and smooth, without capsular fibrosis. The parenchyma is purple-red and autolyzed with adequate white pulp. Granulomas are not present.

Lymph nodes: Lymph nodes in the mediastinum, abdomen, and retroperitoneum are unremarkable.

GENITO-URINARY SYSTEM: Kidneys: The right kidney weighs 220 gm, and the left 200 gm (normal 125-170 gm). The capsules strip with ease to reveal brown-yellow cortical surfaces. The cut surfaces show well demarcated cortico-medullary junctions. The cortex is 0.5 cm in thickness; the medulla is 1.2 cm in thickness. The renal pelvic mucosa is white, dull and has no lesions. Perihilar adipose tissue is increased. The renal cortex appears to bulge out of the capsule.

Ureters: The ureters are unobstructed, and measure 0.4 cm in maximal external diameter in the middle third, with a tan, smooth glistening mucosa. No periureteral fibrosis is noted. The distal ureters are probe-patent into the bladder. The ureteral wall is 0.1 cm in thickness.

Bladder: The bladder is not dilated or contracted, and contains 10 ml of yellow urine. The bladder wall is 0.3 cm in thickness. The mucosa is white, pink, and the bladder wall is unremarkable. The trigone has a normal conformation.

Prostate: The prostate is granular and tan-gray. The cut surface reveals normal glandular architecture. The seminal vesicles are unremarkable.

Testes: The right testis weighs 28.7 gm, and the left 30.4 gm (normal 20-25 gm). The tunica albuginea is tan-white and glistening. The cut surface reveals a soft, tan-yellow parenchyma with tubules which string with ease.

ENDOCRINE SYSTEM: Thyroid: The thyroid weighs 46.5 gm (normal 10-22 gm), and is red-brown, bosselated and glistening. The cut surface is homogeneous,

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Patient Account: 30001068-644

Med. Rec. No.: (0000)708320Q

Patient Name: ROBERTSON, RICKY

Age: 37 YRS DOB: 08/21/66 Sex: M Race: C

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Pathology Report

MOVVA MBBS, SUNIL

**FINAL AUTOPSY REPORT**

Autopsy Office (409)772-2858

Autopsy No.: AU-04-00193

**GROSS DESCRIPTION:**

translucent, red-brown.

Adrenals: The right adrenal weighs 12.4 gm, and the left 13.1 gm (normal 5-6 gm). The adrenals have a normal conformation and position. Cut surface reveals 1.5 cm thick firm golden yellow-brown cortices, with gray soft medullae.

BRAIN AND SPINAL CORD: Reflection of the scalp reveals no hemorrhage. The calvaria and base of the skull show no fracture. The dura mater is normal. The brain weighs 1680 gm (normal 1200-1400 gm). The gyri and sulci display mild edema. The circle of Willis, basilar, and vertebral arteries show no atherosclerosis. No indentation or herniation of the cingulate gyri, unci or molding of the cerebellar tonsils are noted. The brain is fixed in formalin for later examination by a neuropathologist (see neuropathology report).

SPINAL CORD: The spinal cord is removed, and gross examination reveals no lesions. The spinal cord is fixed in formalin for later examination by a neuropathologist (see neuropathology report).

PITUITARY GLAND: The pituitary gland is removed, and is fixed in formalin for subsequent examination by a neuropathologist.

Blood and vitreous samples were retained. Samples of liver, kidney, heart, lung, and spleen were frozen for potential further examination. Samples of blood were submitted for toxicological analysis.

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Patient Name: ROBERTSON, RICKY

Patient Location: JOHN SEALY TOWER 4A

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continued....

Patient Account: 30001068-644

Med. Rec. No.: (0000)708320Q

Patient Name: ROBERTSON, RICKY

Age: 37 YRS DOB: 08/21/66 Sex: M Race: C

Admitting Dr.: BEARY MD, WILLIAM M

Attending Dr.: TDCJ MED

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Pathology Report

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**FINAL AUTOPSY REPORT**

Autopsy Office (409)772-2858

Autopsy No.: AU-04-00193

**MICROSCOPIC DESCRIPTION:**

Testis, slide 3, right, slide 4, left, (2 H&E): No pathological changes

Bladder, slide 12, (1 H&E): Mucosal autolysis. Submucosa and muscularis propria appear normal.

Kidneys, slide 13, right; slide 14, left, (1 H&E): Marked autolysis of renal tubules. Glomeruli and blood vessels appear normal. Interstitium appears normal.

Prostate, slide 6, (1 H&E): Glandular autolysis. Stroma appears normal.

Heart, slide 4, left ventricle; slide 5, interventricular septum; slide 8, right ventricle, (2 H&E): Focal subendocardial hemorrhage and focal interstitial fibrosis (slide 4).

Left anterior descending coronary artery, slide 8, (1 H&E): Atherosclerotic plaque.

Lungs, slide 10, right; slide 11, left, (2 H&E): Acute pulmonary congestion and acute alveolar hemorrhage.

Gastrointestinal system, slide 7, esophagus; slide 7, stomach, slide 15, small and large intestines, (2 H&E): Autolysis

Liver, slide 9, (1 H&E): Macrovesicular fatty metamorphosis.

Pancreas, slide 12, (1 H&E): Autolysis

Adrenals, slide 1, left; slide 3, right, (2 H&E): No pathological changes

Thyroid, slide 2, (1 H&E): Small colloid cyst with no evidence of inflammation, fibrosis or calcification. Rest of the gland appears normal. There is no evidence of inflammation or hyperplasia.

Spleen, slide 2, (1 H&E): Occasional neutrophils in the red pulp. White pulp is within normal limits.

Bone, vertebral body, slide 16, (1 H&E): No pathological changes

**SUMMARY OF POST-MORTEM LABORATORY DATA**

1. Toxicology screen, blood: Positive for nortryptiline.

Patient Name: ROBERTSON, RICKY

Patient Location: JOHN SEALY TOWER 4A

Room/Bed: J4A - 05

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McGill v. Robertson 4:14-cv-03253

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Patient Name: **ROBERTSON, RICKY**  
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Admitting Dr.: BEARY MD, WILLIAM M  
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**Pathology Report**

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**FINAL AUTOPSY REPORT**  
Autopsy Office (409) 772-2858

Autopsy No.: AU-04-00193

**MICROSCOPIC DESCRIPTION:**

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08/20/04

Patient Name: **ROBERTSON, RICKY**  
Patient Location: **JOHN SEALY TOWER 4A**  
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Patient Account: 30001068-644

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Pathology Report

MOVVA MBBS, SUNIL

**NEUROPATHOLOGY CONSULTATION**

Neuropath Office (409)772-2881

Autopsy No.: AU-04-00193

ML-04-348

**CLINICAL HISTORY:**

The decedent was a thirty-nine year-old Caucasian man with history of bipolar disorder, borderline personality disorder, and substance abuse. Prior to his death, these were the medications which he had been taking: lithium 600 mg BID, chlorpromazine 100 mg BID, benztropin 2 mg BID, amantadine 100 mg BID, and nortriptyline 75 mg QPM. On 7/15/04 at 22:10, the patient was found unresponsive in his cell at TDCJ with hyperthermia (108F), hypotension (98/40mmHg), and hypoxemia (O2Sat 73%). The patient was intubated and transferred to UTMB emergency department. At our hospital, he developed hypotension with mean arterial pressure 20-30mmHg which was treated with dopamine and epinephrine. The toxicology study indicated TCA 600 NG/ML. Additional lab test indicate the following results: (1) acute renal insufficiency (creatinine 2.38 MG/DL); (2) disseminated intravascular coagulopathy (PLT=83000 CMM, fibrinogen= 82 MG/DL, PT=19.8 sec, PTT=50sec); (3) rhabdomyolysis (creatinine kinase 7748 U/L, CK-MB= 63.7 ng/ml); (4) lactic acidosis (pH=7.25, lactic acid = 5.2 MMOL/L); and (5) myocardial damage (troponin= 16.01 ng/ml).

The patient was admitted to MICU for altered mental status, hypotension, and respiratory failure. His family was informed about the poor prognosis and agreed with the "do not resuscitate" decision as well as withholding all medical intervention. The patient expired at 15:05 on 7/16/04 (14 hours after symptoms first occurred). The main findings at the autopsy include bilateral pulmonary edema, hepatic steatosis, mild edema of the brain, probable acute tubular necrosis of the kidneys, and subendothelial hemorrhage of the heart. The main cause of death is cardiac arrest secondary to tricyclic antidepressant overdose. The manner of death is natural.

Pathologist/Resident: Olano/Nguyen

**GROSS DESCRIPTION:**

Submitted for neuropathologic examination are brain, convexity dura, spinal cord with spinal dura (15 cm segment) not including conus medullaris/filum terminale, and pituitary gland.

The dura is grossly unremarkable. There is no evidence of significant jaundice staining. There is no evidence of masses or calcifications/ossifications. There is no evidence of thrombosis of the superior sagittal sinus.

The weight of the unfixed brain at the time of autopsy is 1680 gm. External examination reveals no evidence of arachnoid hemorrhage, exudate, focal softening, discoloration, sulcal widening, swelling or herniation. The leptomeninges are thin and transparent. The major cerebral arteries have no significant atherosclerosis. The circle of Willis has a normal symmetric pattern, and no aneurysms or other malformations are identified.

Patient Name:

Patient Location:

Room/Bed:

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14A - 05

Patient Account: 30001068-644  
Med. Rec. No.: (0000)708320Q  
Patient Name: **ROBERTSON, RICKY**  
Age: 37 YRS DOB: 08/21/66 Sex: M Race: C  
Admitting Dr.: BEARY MD, WILLIAM M  
Attending Dr.: TDCJ MED  
Date / Time Admitted: 07/16/04 0322  
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**Pathology Report**

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**NEUROPATHOLOGY CONSULTATION**

Neuropath Office (409)772-2881

Autopsy No.: AU-04-00193

**GROSS DESCRIPTION:**

The hemispheres are sliced coronally, revealing normal anatomic development, normal size ventricles and normally thick cortical ribbon with distinct gray-white junction. No gross lesions are identified in the hemispheres. The brainstem and cerebellum are sliced transversely, revealing normal anatomic development, normal pigmentation of substantia nigra and locus ceruleus, and no evidence of gross lesions.

The spinal dura is opened anteriorly, revealing no evidence of extradural, subdural or arachnoid hemorrhage, or malformations. The substance of the spinal cord is fragmented superiorly, probably due to mechanical artifact, but will be examined microscopically to rule out cavitation. The spinal cord is sliced transversely at approximately 1 cm intervals, revealing normal development and no evidence of parenchymal lesions.

The pituitary gland is intact and normally developed, without external hemorrhages or other lesions. The horizontal cut surface reveals a homogeneous posterior lobe and a variegated anterior lobe with no evidence of internal lesions.

DICTATED BY: GERALD A. CAMPBELL, M.D., PATHOLOGIST  
08/13/04

**SECTIONS TAKEN:**

B1: Pituitary; B2: Left frontal; B3: Left hippocampus; B4: Cerebellar vermis;  
B5: Spinal cord

**FINAL DIAGNOSES:**

**A. Brain and cranial dura:**

1. Cerebellum, Purkinje cells: Acute ischemic change

**B. Spinal cord and spinal dura (15 cm thoracolumbar segment):**

1. No abnormalities

**C. Pituitary gland:**

1. No abnormalities

**GERALD A. CAMPBELL, M.D., PATHOLOGIST**  
Division of Neuropathology .

Patient Name:

Patient Location:

Room/Bed:

Printed Date / Time: **ROBERTSON, RICKY**

**JOHN SEALY TOWER M.D.**

J4A - 05

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Gross: 08/13/04  
Final: 08/15/04

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Pathology Report

Patient Name:

Patient Location:

Room/Bed:

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JOHN SEALY TOWER

J4A - 05

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**Pathology Report**

MOVVA MBBS, SUNIL

**FINAL AUTOPSY REPORT**

Autopsy Office (409) 772-2858

Autopsy No.: AU-04-00193

**CLINICOPATHOLOGIC CORRELATION:**

The decedent was a 39 year-old Caucasian male with history of psychiatric disorders, substance abuse, and severe hyperthermia. He developed altered mental status, severe hypotension, respiratory failure, disseminated intravascular coagulopathy, rhabdomyolysis, and acute renal failure.

The decedent's clinical history and laboratory data meet the definition of severe hyperthermia (T: > 105.8F) leading to heat stroke. Known complications of heat stroke include severe rhabdomyolysis leading to acute renal failure, disseminated intravascular coagulation and multiorgan failure as demonstrated in this case (renal and pulmonary failure, and ischemic damage of the CNS). Marked elevation of creatine kinase and laboratory evidence of renal failure and DIC were documented pre-mortem. Post-mortem demonstration of acute tubular necrosis and fibrin microthrombi was not possible, most likely due to severe autolysis.

Pre-mortem analysis of serum revealed a toxic level of tricyclic antidepressants (660 ng/ml). Levels of tricyclics in lethal cases are usually above 1000-2000 ng/ml. The decedent was also on several other medications including amantadine and chlorpromazine which along with the tricyclics are known risk factors for developing hyperthermia and heat stroke because of their effects on heat dissipating mechanisms in the body.

In summary, this 39-year-old man died of complications of severe hyperthermia and heat stroke. An important contributing factor was a toxic level of tricyclics in serum. The manner of death is accidental.

**References:**

1. Yoder E. Disorders due to heat and cold. In Cecil Textbook of Medicine. Goldman L, Bennet JC (Eds). 21st Edition. 2000:512-515. WB Saunders Pub, Philadelphia.
2. Simon HB. Hyperthermia. New England Journal of Medicine. 1993;329:483.

TN /TN  
08/30/04

JUAN P. OLANO, M.D., PATHOLOGIST  
THONG NGUYEN, D.O.  
09/27/04

(Electronic Signature)

Patient Name: **ROBERTSON, RICKY**  
Patient Location: **JOHN SEALY TOWER 4A**  
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*Nguyen*  
*G. Lano*

### Toxicological Laboratory Report

Name: Ricky Robertson

Case Number: AU04193

Medical Examiner: Dr. Aronson

Company Name: University of Texas Medical Branch

#### Drugs of Abuse Screen

Urine Tricyclic antidepressants

Positive

#### Common Basic Screen

Serum Nortriptyline

Positive\*

Serum Doxepin

Negative

Serum Desipramine

Negative

Serum Imipramine

Negative

Serum Cyclobenzaprine, Clomipramine

Negative

Serum Amitriptyline

Negative

#### Quantitative Tests

Serum Alcohol, Ethyl

Negative

Serum Alcohol, n-propanol, acetone, methanol, isopropyl

Negative

#### Other Tests

Serum Salicylate, spot test

Negative

Urine Acetaminophen screen

Negative

\*Quantity not sufficient for requested analysis.

*Joseph R. Monforte*  
Joseph R. Monforte, Ph.D., DABFT  
Laboratory Co-Director

AUG 19 2004

Date

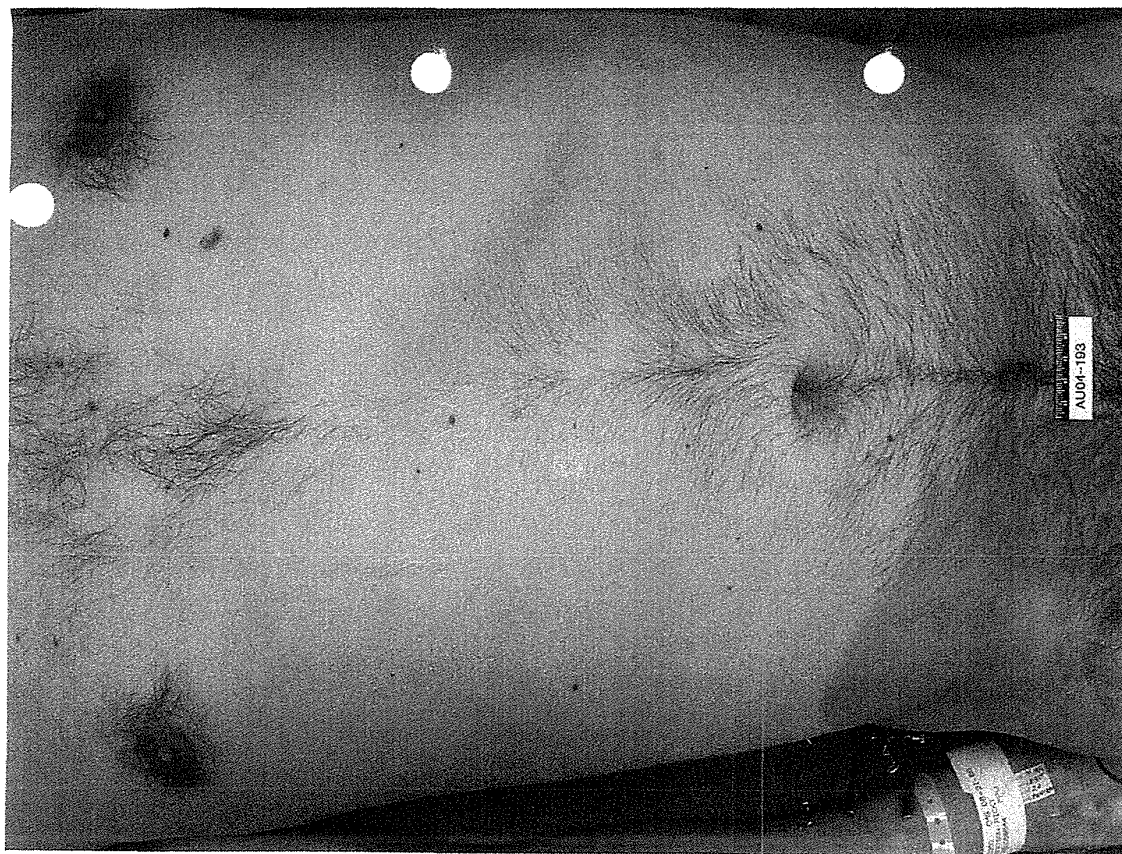
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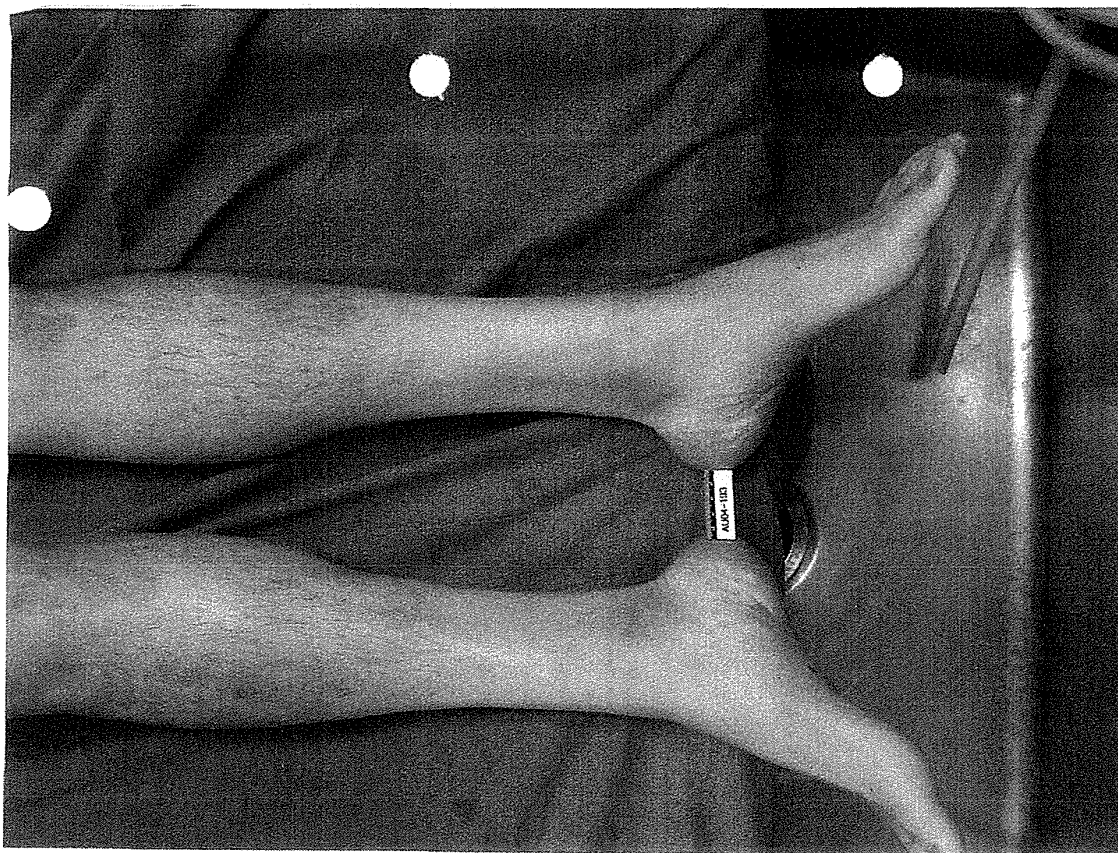




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**Texas Department of Criminal Justice  
OFFICE OF THE INSPECTOR GENERAL**

**SUPPLEMENT CRIMINAL CASE REPORT**

<b>OFFENSE</b> Death in Custody	<b>CASE #:</b> 04-1679
<b>LOCATION:</b> UTMB Galveston	<b>DATE OF OFFENSE:</b> 7/16/2004
<b>VICTIM:</b> Robertson, Ricky TDCJ # 1172218	<b>DATE OF SUPPLEMENT REPORT:</b> 1/11/2005

On January 11, 2005, I telephoned Doctor Juan Olano, Pathologist, with the University of Texas Medical Branch-Autopsy Division. Doctor Olano performed the autopsy on Offender Robertson. Doctor Olano was asked about the conflict in the reporting of the manner of death. Doctor Olano stated that Neuropathology Consultation listed the clinical history and the causes known to that department. Many of the things listed as contributing factors were caused when his body shut down from the hyperthermia. The overall autopsy, including toxicology, revealed a broader picture of the cause of death. The cause of death was listed as **severe hyperthermia and heat stroke**. Doctor Olano stated that this was due to environmental (outside) temperatures, which produced the **accidental** manner of death. Doctor Olano stated that some anti-depressant and anti-psychotic medications leave the person taking these medications at a high risk of heat stroke. Doctor Olano stated that a normal person with high outside temperatures (100 degrees or higher), exercise, and limited or no fluid intake would be susceptible to heat stroke. Those taking these medications while exercising, lower temperatures (high 90's), and/or dehydration could have the same effect. Doctor Olano stated that the medications "mess up" heat loss mechanisms in the body. Doctor Olano stated that extreme dehydration causes a person to sweat profusely to bring down the body temperature, and at some point a person will stop sweating. Doctor Olano stated that at this point the body temperature would rise. Doctor Olano stated that there was no evidence to support an overdose. Doctor Olano stated that the tricyclic serum level was at 660 ng/ml, which was a **toxic**, but not lethal level. Doctor Olano stated that the serum level at the time of death was probably lower before death. Doctor Olano stated that medications were not measured post mortem because there was not enough serum to quantitative.

<b>INVESTIGATING OFFICER(S)</b>				
(1)	<i>C. Schert</i>	<i>175</i>	<i>1/11/2005</i>	IS FURTHER INVESTIGATIVE ACTION REQUIRED?  ____ YES ____ NO
(2)				
<b>APPROVING SUPERVISOR</b>		<b>ID#</b>	<b>DATE</b>	
CC-0255 (02/2005)				

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**Texas Department of Criminal Justice  
OFFICE OF THE INSPECTOR GENERAL  
INVESTIGATIONS DIVISION**

**CRIMINAL CASE TRACKING DISPOSITION**

Case #: 04-1679

Unit of Occurrence: Jester IV / Darrington

Offense Date: 7-16-2004

OIG Investigator: Colleen Eckert

To: Phil Hall Brazoria County District Attorney's Office 111 East Locust Angleton, Texas 77515		Please Return To: Joe Nesmith Region III Captain 1400 FM 655 Rosharon, Texas 77583	
Defendant Name: Multiple Defendants <input type="checkbox"/> - deceased Robertson, Ricky		Race	Sex
Last First MI		B	M
TDCJ Identification # 1172218 SID #: 06651475		Age	Date of Birth
		37	8/21/1966

**CHARGES FILED**

1. Offender Death in Custody CCP. 49.18
- 2.
- 3.

**Presented to Prosecutor / District Attorney**

Date: \_\_\_\_\_ ☐ Accepted ☐ Declined

By: \_\_\_\_\_ ☐ D.A. ☐ SPU County: \_\_\_\_\_

(Prosecutor's/D.A.'s Signature)

Plea: ☐ Nolo Contendere ☐ Not Guilty ☐ Guilty

(Prosecutor's/D.A.'s Printed Name)

☐ Dismissed Reason: \_\_\_\_\_

Remarks: \_\_\_\_\_

**Presented to Grand Jury**

Date: \_\_\_\_\_ ☐ True Billed ☐ No Billed Cause # \_\_\_\_\_

Remarks: \_\_\_\_\_

**Trial Result / Disposition**

Date: \_\_\_\_\_

Plea: ☐ Nolo Contendere ☐ Not Guilty ☐ Guilty ☐ Dismissed Reason: \_\_\_\_\_

Remarks: \_\_\_\_\_

**Final Charges**

☐ Same ☐ Reduced to: \_\_\_\_\_ ☐ Other: \_\_\_\_\_

- 1.
- 2.
- 3.

Years TDCJ \_\_\_\_\_ and/or Fine: \$ \_\_\_\_\_ Probation: \_\_\_\_\_

☐ Concurrent ☐ Consecutive

Remarks: \_\_\_\_\_

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